

1           A     My only recollection, sir, is this was a request by  
2 Mr. May to increase the amount of his monthly billing for  
3 services rendered.

4           Q     Would I be correct that the amounts to be charged  
5 for services performed for each of the Trinity owned and  
6 operated companies, as well as for CET and NMTV, were to be  
7 identical?

8           A     My, my memory tells me that that was the case.

9           Q     Was there any discussion between yourself and  
10 Mr. May as to the propriety of having National Minority TV  
11 included as part of the Trinity bill for legal services per-  
12 formed by Mr. May?

13          A     I recall no such discussion.

14          Q     Did you raise a question with him as to whether it  
15 was proper to include National Minority TV in Trinity's bill-  
16 ings?

17          A     No, sir.

18          Q     Would you please turn to Mass Media Exhibit 240?

19          A     Yes, sir.

20          Q     Now this memo, I take it, is from yourself?

21          A     Yes.

22          Q     The "PFC" is you?

23          A     Yes, sir.

24          Q     Was this memo limited to Trinity owned and operated  
25 stations, or did it also include CET and National Minority?

1           A     Since this is addressed to all department heads, I,  
2 I believe that this was strictly an internal Trinity  
3 Broadcasting memorandum.

4           Q     Do you believe that or do you know it?

5           A     Well, I can tell you from the context of it that it  
6 was intended for the Trinity Broadcasting staff only.

7           Q     And, sir, I recognize in terms of how it's written  
8 that that very well could be the interpretation. I'm just --  
9 I'm asking you if you know that this memo was limited to the  
10 Trinity owned and operated companies, or whether it also  
11 applied to CET and National Minority?

12          A     To the very best of my recollection, Mr. Shook, I  
13 believe that this applied only to the Trinity staff.

14               JUDGE CHACHKIN: And is it also your testimony it  
15 was disseminated only to the Trinity staff or you don't know?

16               DR. CROUCH: I believe that to be the case,  
17 Your Honor, but --

18               JUDGE CHACHKIN: You have no personal knowledge of  
19 whether, in fact, it was distributed just -- the dissemination  
20 was solely to the TBN staff?

21               DR. CROUCH: Since I did not distribute it, I, I  
22 can't swear to that, sir, but that was my intention.

23               JUDGE CHACHKIN: Who would have distributed it?  
24 Would Ms. Duff have been the one to distribute it?

25               DR. CROUCH: No, in this case, the initials after my

1 initials are "MT," which is my personal secretary.

2 BY MR. SHOOK:

3 Q Reverend Crouch, we, we just covered not too long  
4 ago the retainer agreement between the Trinity organization  
5 and Colby May's law firm. Could you describe for us the  
6 process by which Colby's -- Colby May's law firm's bills were  
7 paid once the statement reached Trinity?

8 A Are you talking about any particular time frame?

9 Q Well, let's put it in terms of 1989 because that's  
10 where we are right now, early 1989. At this point -- and to  
11 set the stage for you, at this point in time, when a bill  
12 comes from Colby May's office it's addressed to you and it has  
13 a number of entities listed which include National Minority  
14 and CET at this point.

15 A Yes. The, the bill, as I recall it, would have come  
16 to Mr. Phillip Crouch, the chief of staff, who would have  
17 generally reviewed it. I believe Mrs. Duff would also have  
18 reviewed it on behalf of not only National Minority TV but  
19 also Trinity Broadcasting, and then it would have been sent  
20 across the street to accounting for payment.

21 Q And what -- do you have any knowledge as to what  
22 accounting would do with that bill once it was, once it was  
23 received?

24 A If it was signed off by Mr. Phillip Crouch and/or  
25 Mrs. Duff, they would pay it.

1           Q     Are you aware of whether or not there was one check  
2 that was sent with respect to payment of that bill or whether  
3 there were separate checks sent, and separate checks could be  
4 for each of the Trinity companies noted there, or whether  
5 there would be two checks, or three checks? Do you have any  
6 knowledge?

7           A     I do not know, sir.

8           JUDGE CHACHKIN: Have you had an opportunity to see  
9 any of the checks that TBN, for payments, made?

10          MR. SHOOK: Your Honor, I do not recall right now  
11 seeing them. I, I, I don't remember whether they were a part  
12 of the document production or not. I just have no memory on  
13 that.

14          JUDGE CHACHKIN: Perhaps this is a matter that ought  
15 to be stipulated as to a single check was sent to Mr. May or  
16 whether, in fact, he received multiple checks for each one of  
17 the entities.

18          MR. SHOOK: Well, we could possibly -- you know,  
19 when we have Mr. May on the stand, we would --

20          JUDGE CHACHKIN: Yes, I assume we will get the  
21 information from him. Go ahead, Mr. Shook.

22          BY MR. SHOOK:

23          Q     Now, Dr. Crouch, could you please turn to Mass Media  
24 Exhibit 241?

25          A     Yes, sir.

1 Q Now, I recognize this letter was not to you; it was  
2 directed to Mrs. Duff and it's from Colby May. The informa-  
3 tion in here pertains to work force statistics and it indi-  
4 cates that it's for TBN, et al., and NMTV stations. Do you  
5 see that on page 1?

6 A Yes, sir.

7 Q Now, previously, information had been sent from  
8 Mr. May's office to Mrs. Duff and there had been CET informa-  
9 tion included, but this letter apparently does not so include  
10 CET information. Do you have any explanation as to why that  
11 was the case?

12 A No, sir, I do not.

13 Q Now, in terms of sending both TBN and NMTV EEO data,  
14 work force data, to Mrs. Duff, would the reason for that be  
15 that she is the person who is in charge of EEO matters at TBN?

16 A Yes, sir, she is.

17 Q Would you please turn to Mass Media Exhibit 243?

18 A Yes, sir, I'm there.

19 Q Just read through the memo to yourself.

20 (Pause.)

21 A Yes, sir, I have reviewed it.

22 Q Now, first of all, who is Diane Macek, or Macek?  
23 It's M-A-C-E-K.

24 A She is in the personnel department of Trinity  
25 Broadcasting.

1 Q Now, toward the end of the, the body of the memo, it  
2 says, "As you can see, there will be a separate form for  
3 Trinity Broadcasting Network and affiliates; one for CET and  
4 one for National Minority TV." Do you see that sentence?

5 A Yes, sir.

6 Q Now, I take it for National Minority TV Mrs. Duff  
7 was supposed to be the person to -- you know, the person  
8 involved in personnel matters.

9 A Yes, sir.

10 Q Would that be your understanding?

11 A Yes, sir.

12 Q Who was going to be involved in the personnel mat-  
13 ters for CET?

14 A I'm not sure who the staff person would have been  
15 but I --

16 Q But it was a TBN staff person?

17 A It may have been or it may have simply been sent  
18 down to -- I, I just don't know. I do not know, sir.

19 Q Would you please turn to Mass Media Exhibit 244?

20 A Yes, sir.

21 Q Do you recognize that this is a construction permit  
22 for a low-power station for National Minority TV for Salt Lake  
23 City, Utah?

24 A Yes, sir, I see that.

25 Q Granted February 28, 1989.

1 A Yes.

2 Q Do you recall this information, that is, the grant  
3 of the construction permit for Salt Lake City, being brought  
4 to your attention relatively close in time to February 28,  
5 1989?

6 A Yes, sir.

7 Q Do you recall who it was that transmitted that  
8 information to you?

9 A I believe it was Mrs. Duff but I have no indepen-  
10 dent, clear recollection of that.

11 Q Do you recall any discussion with Mrs. Duff as to  
12 whether or not the station for Salt Lake City should be built  
13 or was, was it a matter of course that the station would be  
14 built?

15 A I, I think in this case it was just a matter of  
16 course. It was a, a brand new area that was not covered by  
17 any of the Trinity or Trinity-affiliated stations, so it was  
18 just understood that it would proceed to be built.

19 Q And it was also understood that Trinity would be  
20 providing 24-hour per day programming for that translator?

21 A That's all a translator can broadcast basically.

22 Q No, I'm just asking whether it was understood that  
23 Trinity was going to be the sole programming source.

24 A Yes, sir.

25 Q Would you please turn to Mass Media Exhibit 246?

1           A     Yes, sir.

2           Q     Would this have been -- the information that appears  
3 here, the office memo from George Sebastian to yourself  
4 regarding, apparently, upcoming low-power application filings,  
5 was this information brought to your attention as a matter of  
6 course?

7           A     Yes, sir.

8           Q     Now, could you tell me why it is that you're being  
9 informed of the upcoming filings for All-American Television,  
10 Inspiration Television, and Bethesda Fellowship?

11          A     Simply because they were affiliates of the Trinity  
12 Broadcasting Network and I always wanted to at least know  
13 where the applications were being filed for.

14          Q     Now, by affiliates in this case you're referring to  
15 the fact that each of those companies has an existing program  
16 affiliation agreement pertaining to a specific station?

17          A     The All-American Television stations had affiliation  
18 agreements; National Minority had an affiliation agreement.  
19 Inspiration Television I don't believe at this time had any  
20 stations actually on the air, so there would not have been an  
21 affiliation agreement, and Bethesda Fellowship is an entity  
22 that I, I do not recall focusing on or knowing anything about.

23          Q     Was George Sebastian somehow involved in coordinat-  
24 ing the filings of all of these entities?

25          A     I believe he did work in cooperation with these



1 other entities to provide assistance, site location liaison  
2 with the engineering consultant here in Washington, DC who  
3 worked up the engineering portion. Yes, my understanding was  
4 he served in that liaison capacity.

5 Q Were you aware of how it was determined that markets  
6 would be filed for by National Minority in one instance,  
7 All-American in another instance, and Inspiration Television  
8 in a third instance?

9 A No, sir.

10 Q Would you please turn to Mass Media Exhibit 247?

11 A Yes, sir.

12 Q And this is a portion, not the entirety but a por-  
13 tion, of the application that was filed by National Minority  
14 TV for Channel 68 for Toledo. Do you see that? It's  
15 reflected on the first page.

16 A Yes, sir.

17 Q If you'd turn, please, to page 4.

18 A I'm there.

19 Q You see this is the Certification of Preferences  
20 page?

21 A Yes.

22 Q Did you have any discussion with anyone as to the  
23 propriety of claiming for minority preference that is so  
24 claimed on this page?

25 A No, sir.

1 Q Did you have any discussion with anyone as to the  
2 propriety of answering the diversification preference ques-  
3 tions as they are answered on this page?

4 A No, sir.

5 Q Please turn to Mass Media Exhibit 248.

6 A Yes, sir.

7 Q Do you see how it is that Mr. Sebastian is identify-  
8 ing himself?

9 A Yes, I, I see that.

10 Q Did -- or was Mr. Sebastian the director of LPTV  
11 development at National Minority TV?

12 A I never understood him to have that title. He was  
13 the LPTV coordinator in my memory and understanding. I'm not  
14 familiar with this title.

15 Q Is this the first time that you've seen this letter?

16 A To my recollection, sir, it is.

17 Q Were you aware on or about March 7, 1989 that  
18 Mr. Sebastian was identifying himself as the director of LPTV  
19 development for National Minority?

20 A No, sir.

21 Q As far as you were concerned, he was a volunteer who  
22 was working as the low-power coordinator for the Trinity  
23 Broadcasting Network?

24 A Yes, sir.

25 Q Please turn to Mass Media Exhibit 249.

1 A Yes, sir.

2 Q In March of 1989, did National Minority TV have an  
3 engineering department?

4 A Well, each station, of course, has its own engineer-  
5 ing department and chief engineer, but do you mean from a  
6 network sense?

7 Q Well, let me refine that a bit. According to this  
8 letter, Ben Miller is signing himself as the director of  
9 engineering, and this letter is going out on the letterhead of  
10 National Minority television.

11 A Yes, sir.

12 Q Was Mr. Miller the director of engineering of  
13 National Minority Television?

14 A My understanding is he was not.

15 Q What was he?

16 A He was a consultant to National Minority.

17 Q He wasn't the director of engineering.

18 A Not to my knowledge.

19 Q Could you please turn to Mass Media Exhibit 250?

20 A Okay.

21 Q The station -- or the studio location listings on  
22 page 4 as reflected in the April 1989 newsletter.

23 A Yes, sir, I see that.

24 Q Now, what common thread exists among the studio  
25 locations and the stations that are listed here?

1           A     Again, sir, a, a commonality of board of directors.

2           Q     Now, you'll note that in the last column we now have  
3 the Midland/Odessa station listed?

4           A     Yes, sir, I see that.

5           MR. SHOOK: All right, Your Honor, I've completed  
6 this volume.

7           JUDGE CHACHKIN: All right.

8           COURT REPORTER: May I change the tape?

9           JUDGE CHACHKIN: Go ahead.

10          (Whereupon, a brief recess was taken.)

11          COURT REPORTER: On the record.

12          JUDGE CHACHKIN: Go ahead, Mr. Shook.

13          BY MR. SHOOK:

14          Q     Dr. Crouch, could you please turn to Mass Media  
15 Exhibit 253?

16          A     Yes, sir.

17          Q     Can you tell me who Eddie Roush, Jr., is? Roush is  
18 R-O-U-S-H, and he appears on the first page as the person who  
19 prepared this application for Exemption for Charitable  
20 Organization for 1989, and he's identifying himself as general  
21 counsel. If you're at all confused about what you're looking  
22 at, take as much time as you need to familiarize yourself with  
23 the document.

24          A     No, sir, I'm, I'm generally aware of this. I  
25 believe Mr. Roush was an attorney that was engaged by

1 Mrs. Duff to file for an exemption for property taxes, I  
2 believe, on the Odessa station.

3 Q Do you recall whether the statement that begins on  
4 page 4 of the exhibit -- and as you can see the statement  
5 itself is quite large and I do not have all the pages of the  
6 statement here, but my question for you is a more general one  
7 and that is was this statement sent to Trinity for review  
8 prior to the time of its submission?

9 A If it was, it did not come to my attention.

10 Q So you're not aware of whether it was or it wasn't.

11 A No.

12 Q Now I want to focus your attention on pages 4 and 5,  
13 particularly paragraphs 1.4 and 1.5.

14 A Yes, sir, I'm there.

15 Q And then the accompanying exhibit that appears on  
16 page 22 of the document.

17 A Yes, sir, I'm there.

18 Q Do you have any knowledge as to the accuracy or lack  
19 thereof of the exhibit that appears at page 22? And take as  
20 much time as you need in order to make that assessment.

21 (Pause.)

22 MR. TOPEL: Your Honor, I think the question is  
23 vague. Accuracy with respect to what?

24 MR. SHOOK: The listing of the stations that appears  
25 there, whether this is -- these are stations that should or

1 should not be listed in this exhibit.

2 MR. TOPEL: Oh, with -- okay, with reference to the  
3 report. Does the -- I mean, that's what I'm -- does the  
4 witness know whether this is an accurate listing with respect  
5 to what is meant in the report.

6 JUDGE CHACHKIN: Is that what you're looking for,  
7 Mr. Shook?

8 MR. SHOOK: Yes, sir.

9 JUDGE CHACHKIN: All right.

10 DR. CROUCH: I did not review this document at the  
11 time and this is the first time I recall ever seeing it,  
12 Mr. Shook, but I do see a couple of inaccuracies on the exhi-  
13 bit. The exhibit is headed "Trinity Broadcasting Full-Power  
14 Stations." Channel 57 in Colorado is listed, and I know that  
15 not to be a full-power but a low-power station. I also see  
16 Channel 44/Harlingen, Texas listed, which, of course, is a CET  
17 station and not a Trinity Broadcasting Station. I believe  
18 those are the only two errors that I can see.

19 BY MR. SHOOK:

20 Q So, as you said, you had no, you had no role or  
21 involvement in the preparation of this document, nor did you  
22 review it?

23 A No, sir.

24 Q Please turn to Mass Media Exhibit 255.

25 A Yes, sir, I'm there.

1 Q Do the "PFC," the initials that appear there under  
2 "authorized by," that "PFC" is you?

3 A Yes, sir.

4 Q And this is for construction of an LPTV station,  
5 Channel 20/Columbus, Ohio. Do you know who the permittee of  
6 that station was?

7 A No, sir.

8 Q You didn't know whether it was a Trinity station or  
9 a National Minority station?

10 A I do not know that at this moment.

11 Q Would looking up at the top of the purchase order  
12 help you?

13 A Yes, I see that a Trinity Broadcasting form has been  
14 used but it has been scratched out and National Minority  
15 inserted, so I have to deduce from that that it is a NMTV  
16 station.

17 Q Now is the reason that you're involved in a purchase  
18 order for equipment for a low-power station is because of the  
19 cost involved?

20 A The costs, sir, and also its technical nature.

21 Q Would you please turn to Mass Media Exhibit 256?

22 A Yes, sir, I'm there.

23 Q Could you tell me how it came about that this Action  
24 by Written Consent was prepared?

25 A When you say "how it was prepared," do you, do you

1 mean by whom was it prepared?

2 Q Well, describe for me the circumstances as to how  
3 this Action by Written Consent came to be. To set the stage,  
4 it is now May of 1989; the Odessa has been on the air since  
5 last October, the prior -- the previous October, October of  
6 1988, so there has been roughly 6 1/2 to 7 months of operation  
7 up to this point. So how does it turn -- how does it come  
8 about that this Action by Written Consent appears when the  
9 minutes for earlier times had reflected that Mrs. Duff and  
10 Reverend Espinoza were of no mind, no inclination, to sell  
11 Odessa.

12 A I believe enough time had now passed that even my  
13 fellow board members, Mrs. Duff and, and Reverend Espinoza,  
14 became of aware of the fact that, that Odessa was not going to  
15 be able to really support itself and they knew from our previ-  
16 ous board meeting that it was my desire to sell the permit  
17 even before it was built. Now it has been built; it's on the  
18 air; and I believe what happened is I finally convinced my  
19 other members that the station should be sold, and by this  
20 document they are agreeing with me.

21 Q Now I see by the dates that you are the first person  
22 to have signed this document. Should I presume from that,  
23 that it was your office that generated this document?

24 A I don't know whose office produced this document.

25 Q This wouldn't have come from Mr. Juggert, would it



1 have?

2 A I don't know.

3 Q How was it determined that the price of \$1,000,000  
4 was arrived at in terms of what Odessa should be sold for?

5 A I believe that was very close to the amount of funds  
6 that had been invested in the station and, and I think we all  
7 realized that there was no chance of selling it at a profit so  
8 if we could have recaptured the invested capital, I certainly  
9 would have been happy.

10 Q Are, are you speculating on this subject or do you  
11 know for certainty that the \$1,000,000-price was arrived at  
12 because there was some analysis of how much it cost to get the  
13 Odessa station up and running?

14 A That was the analysis in my mind. Whether it was in  
15 the minds of the other members, I do not know.

16 Q Well, the analysis in your mind, does that mean that  
17 you actually had some documentation or that you had referred  
18 to some documentation so that you could ascertain how much was  
19 actually spent to get the station built, or was this figure  
20 just pulled out of the air?

21 A I had built many television stations or supervised  
22 the building of many television stations, Mr. Shook, so I, I  
23 was pretty generally aware of, of what was involved in the  
24 building of Odessa and what had been invested in it.

25 Q Now at this point in time, Odessa has no studio of

1 | its own, correct?

2 |       A     I, I really don't know. I never visited the Odessa  
3 | station. I, I -- whether it had a small corner of the exist-  
4 | ing building or not, I'm not sure.

5 |       Q     Mrs. Duff didn't generate this document, did she?

6 |       A     I don't know.

7 |       Q     You don't remember.

8 |       A     I don't remember nor do I know.

9 |       Q     Based on your understanding of what was in Odessa at  
10 | the time, could you break down for us a little bit what was  
11 | included in that \$1,000,000-figure?

12 |       A     I recall that a parcel of property had been  
13 | acquired, approximately 10 acres. On that property had been  
14 | built a, a small utilitarian-type building which housed the  
15 | master control facilities and the technical equipment neces-  
16 | sary to broadcast. A tower had been erected, an antenna  
17 | installed upon it, and it was basically a very limited and  
18 | small broadcasting facility.

19 |       Q     Between October of 1988 and May of 1989 when this  
20 | action was taken, had you reviewed financial information for  
21 | the Odessa station to determine how much money was actually  
22 | coming in?

23 |       A     Yes, sir, I, I was generally aware of the income  
24 | from that station as well as the expenses for that station.

25 |       Q     Do you know who else reviewed that information?

1 A Typically Mrs. Duff would have.

2 Q Do you know whether Reverend Espinoza did?

3 A I believe that he did but I, I have no independent  
4 knowledge of if or how Mrs. Duff shared that information with  
5 him.

6 Q Did you share with Reverend Espinoza that this  
7 Action by Written Consent was coming to him for his signature?

8 A I don't believe I did. I just simply don't recall.

9 Q Please turn to Mass Media Exhibit 257.

10 A Yes, sir.

11 Q Now what we have here is a separate audited finan-  
12 cial report for National Minority Television for the year  
13 ending December 31, 1988, and so far as we can tell, this is  
14 the first such report. Would that be your understanding,  
15 also?

16 A I believe that to be the case, yes, sir.

17 Q Can you tell me how it came about that a separate  
18 audit report was prepared for National Minority Television?

19 A This was not a directive on my part to the auditors.  
20 I, I believe that it was just now becoming aware to all of us,  
21 even the certified public accountants, that, that National  
22 Minority was coming of age, that it was, indeed, beginning to  
23 be supported and, and self-sustaining, and as I've said  
24 through the -- my recollection is through the years that the  
25 internally produced monthly financial reports were completely  
separate. Exactly how the accountants here decided to now in

1 | their audited report separate NMTV out all by itself, I, I, I  
2 | simply do not know.

3 | Q Now turning to page 7 --

4 | A Yes, sir.

5 | Q -- looking at the column for Odessa?

6 | A Yes, sir.

7 | Q Do you see the figure for total fund balance,  
8 | 50,566?

9 | A Yes, sir.

10 | Q Now, is it your understanding that this is supposed  
11 | to mean, then, that after 1 month and a couple of weeks,  
12 | perhaps, of operation that Odessa has a positive fund balance?

13 | A Yes, it is. It is shown as having a positive fund  
14 | balance of that amount.

15 | Q And under "current liabilities" where it speaks of  
16 | amounts due to affiliates, that \$840,918-figure -- do you see  
17 | that figure?

18 | A Yes, sir.

19 | Q Is that supposed to represent monies expended by  
20 | Trinity on behalf of Odessa or is there something else  
21 | involved in this figure?

22 | A It would basically be monies loaned to or made  
23 | available to NMTV for their purpose of building the station.

24 | Q Would you please turn to Mass Media Exhibit 258?

25 | A Yes, sir, I'm there.

1 Q Now this memo from yourself to all department heads,  
2 is this information supposed to pertain solely to Trinity  
3 owned and operated stations?

4 A It was generated as, yes, as a interoffice memoran-  
5 dum to all Trinity Broadcasting Network department heads.

6 Q Now it states that, "This is to inform you that  
7 Ruth Ward is the new supervisor in our personnel payroll  
8 office." Is Ruth Ward to have any involvement in the person-  
9 nel and payroll operations of National Minority TV?

10 A Yes, payroll was one of the financial services that  
11 was being provided for by Trinity to NMTV.

12 Q Was Ruth Ward to have any responsibility in person-  
13 nel payroll matters with respect to CET?

14 A At this point in time, I believe that would have  
15 been the case, yes.

16 Q Would you please turn to Mass Media Exhibit 259?

17 A Yes, sir.

18 Q Now what this represents is the filing of an annual  
19 employment report for station KMLM-TV/Odessa, Texas. Would  
20 this report have been brought to your attention in the normal  
21 course?

22 A No, sir.

23 Q Would any, any employment reports for any stations  
24 in which Trinity either owned and operated the company or had  
25 an affiliation arrangement, would any such report have been

1 brought to your attention?

2 A No, sir.

3 Q Please turn to Mass Media Exhibit 261.

4 A Yes, sir.

5 Q Do you know who Mr. Al Cooper is?

6 A Yes, Mr. Al Cooper is the president of a company in  
7 New Mexico I believe known as Prime Time Christian  
8 Broadcasting.

9 Q Do you know how it came about that National Minority  
10 TV is in contact with Prime Time for the possible sale of the  
11 Odessa station?

12 A I seem to recall that he was one of the potential  
13 purchasers of, of Odessa because his existing broadcast inter-  
14 ests were geographically the closest to Odessa.

15 Q Could you please turn to Mass Media Exhibit 262?

16 A Yes, sir.

17 Q Now, just briefly familiarize yourself with this  
18 memo, and the question I have for you is why is Phillip, why  
19 is Phillip Crouch being CC'd?

20 A Yes, I see that this is a letter from, from  
21 Jane Duff to the station in Odessa regarding a, a question on  
22 wages. The fact that Mr. Phillip Crouch was copied is he was  
23 the chief of staff for Trinity who, of course, is the sponsor-  
24 ing organization of NMTV. He is also an assistant secretary  
25 of NMTV. Other than that, you, you would have to ask

1 Mrs. Duff why she copied Mr. Crouch.

2 Q Would you please turn to Mass Media Exhibit 263?

3 A Yes, sir, I'm there.

4 Q I recognize from this that this is -- this was  
5 generated initially by Jane Duff and here again we have a CC  
6 to Phillip Crouch, and what I'm -- what I would like to ask  
7 you is can you recognize whose handwriting it is that appears  
8 on page 1, who appears to have been the editor of this memo?

9 A Just from my general history, I, I seem to recognize  
10 this as being the handwriting of Mr. Colby May.

11 Q Very good, thank you. Would you please turn to Mass  
12 Media Exhibit 264?

13 A Yes, sir, I'm there.

14 Q Do you see the title Mr. Sebastian has -- is identi-  
15 fying himself as?

16 A Yes, I do.

17 Q Was he the director of low-power television for  
18 National Minority Television, Inc.?

19 A Not in my estimation.

20 Q And what was he at this time, June of 1989?

21 A My understanding, he was at all times simply the  
22 low-power coordinator for NMTV.

23 Q Did this letter come to your attention on or about  
24 June 14, 1989?

25 A I do not recall having received it, sir.

1 Q Do you recall any discussion on or about June of  
2 1989 as to what title Mr. Sebastian should be using in repre-  
3 senting himself to outside entities?

4 A No, sir.

5 Q Please turn to Mass Media Exhibit 266.

6 A Yes, sir, I'm there.

7 Q Do you have any recollection as to how it came about  
8 that the, the officers of -- or, excuse me, the board members  
9 of Trinity considered the authorization to loan funds to  
10 National Minority TV? How did that come about?

11 A It, it came about by the need of National Minority  
12 TV.

13 Q And how was that need brought to the attention of  
14 the board of Trinity?

15 A I -- the best I can recall is that Mrs. Duff brought  
16 that to our attention.

17 Q Would that have been just an oral communication from  
18 herself to you?

19 A Most probably.

20 Q But you have no recollection of, of such  
21 communication.

22 A No, sir.

23 Q Would you please turn to Mass Media Exhibit 267?

24 A Yes, sir.

25 Q This reflects the addition of Matthew Crouch, your



1 son, as an assistant secretary for National Minority TV, do  
2 you see that?

3 A Yes, sir.

4 Q And if you look through the documents, especially if  
5 you compare pages 3 and 4, you'll note that you're the first  
6 person to have signed this Action by Written Consent.

7 A Yes, sir.

8 Q Can you tell me how it came about that  
9 Matthew Crouch was made an assistant secretary of National  
10 Minority TV?

11 A Yes, this was my request.

12 Q And this request paralleled similar requests with  
13 respect to Trinity owned and operated companies, that your son  
14 be added as an assistant secretary?

15 A Yes, sir, I believe, I believe by now my, my brother  
16 Phillip Crouch had, had moved on to Texas to manage Channel 58  
17 there and my son stepped in for a, a period of time in a  
18 sense, not as chief of staff but as, as an assistant to  
19 myself.

20 JUDGE CHACHKIN: All right, we'll take a recess  
21 until 1:30.

22 (Whereupon, a brief recess was taken for lunch from  
23 12:30 p.m. until 1:30 p.m.)  
24  
25